

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Utilities Services of South
Carolina, Inc. for adjustment of rates and charges
and modifications to certain terms and conditions
for the provision of water and sewer service

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2007 - 286 - WS

(Please type or print)

Submitted by: John M.S. Hoefer

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda
expeditiously

☒ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input checked="" type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

Print Form

Reset Form

WILLOUGHBY & HOEFER, P.A.

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SPECIAL COUNSEL

March 14, 2008

VIA HAND-DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

RECEIVED
2008 MAR 14 PM 2:50
SC PUBLIC SERVICE
COMMISSION

RE Application of Utilities Services of South Carolina, Inc. for adjustment of rates and charges and modifications to certain terms and conditions for the provision of water and sewer service; Docket No. 2007-286-WS

Dear Mr. Terreni:

I am writing to respond to the March 12, 2008 letter from the South Carolina Office of Regulatory Staff ("ORS") in which it raised an objection to a provision of the Motion for Issuance of Order Approving Bond ("Motion") filed on behalf of Utilities Services of South Carolina, Inc. ("USSC") contemporaneously with its petition for rehearing or reconsideration of Order No. 2008-96 in the above-captioned matter.

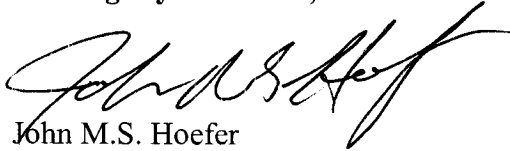
In its letter, ORS objects to the portion of the Motion requesting that USSC be allowed to make any refunds by way of bill credits and alternatively requests "that the reimbursement provision of the requested bond include a condition whereby USSC is also required to make a refund to any customers which paid such rates under bond and are no longer USSC customers if the rates put into effect are finally determined to be excessive."

Had USSC been consulted in advance of this "objection", it would have been amenable to ORS's request in this regard. However, USSC would have also pointed out to ORS that such additional language is hardly necessary given that this Commission has previously and routinely ordered utilities, including other subsidiaries of Utilities, Inc., to follow this proposed procedure in prior cases. *See, e.g.,* Application of United Utility Companies, Inc., Docket No. 2000-210-W/S, Order No. 2004-254, dated May 19, 2004; Application of Tega Cay Water Service, Inc., Docket No. 1996-137-W/S, Order No. 1999-547, dated August 4, 1999. *Cf.* Application of Heater of Seabrook, Inc., Docket No. 93-737-W/S, Order No. 97-114, dated February 21, 1997. To the extent that ORS's letter can be read to suggest that the language of USSC's motion was intended to avoid making refunds to any former customer, that is disputed.

Thank you for your assistance with this matter. Please do not hesitate to let me know if you have any questions or concerns.

Sincerely,

Willoughby & Hoefer, P.A.

A handwritten signature in black ink, appearing to read "John M.S. Hoefer", with a long, sweeping horizontal stroke extending to the right.

John M.S. Hoefer

cc: Jeffrey M. Nelson, Esquire